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New York Trust Company, N.A. as successor-in-interest to JPMorgan Chase Bank N.A. f/k/a  
JPMorgan Chase Bank, as Trustee for MASTR Adjustable Rate Mortgages Trust 2004-9,  
Mortgage Pass-Through Certificates, Series 2004-9*

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 THE BANK OF NEW YORK MELLON  
13 TRUST COMPANY, N.A. F/K/A THE BANK  
14 OF NEW YORK TRUST COMPANY, N.A.  
15 AS SUCCESSOR-IN-INTEREST TO  
16 JPMORGAN CHASE BANK N.A. F/K/A  
17 JPMORGAN CHASE BANK, AS TRUSTEE  
18 FOR MASTR ADJUSTABLE RATE  
19 MORTGAGES TRUST 2004-9, MORTGAGE  
20 PASS-THROUGH CERTIFICATES, SERIES  
21 2004-9,

22 Plaintiff,

23 vs.

24 FIDELITY NATIONAL TITLE GROUP,  
25 INC.; CHICAGO TITLE INSURANCE  
26 COMPANY,

27 Defendants.  
28

Case No.: 2:20-cv-01394-JCM-BNW

**STIPULATION AND ORDER TO  
EXTEND TIME PERIOD TO RESPOND  
TO MOTION TO DISMISS [ECF No. 13]**

**[First Request]**

Plaintiff, The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New  
York Trust Company, N.A. as successor-in-interest to JPMorgan Chase Bank N.A. f/k/a  
JPMorgan Chase Bank, as Trustee for MASTR Adjustable Rate Mortgages Trust 2004-9,

1 Mortgage Pass-Through Certificates, Series 2004-9 (“BONY”), and Specially-Appearing  
2 Defendant, Fidelity National Title Group, Inc. (“FNTG”) (collectively, the “Parties”), by and  
3 through their counsel of record, hereby stipulate and agree as follows:

- 4 1. On July 27, 2020, BONY filed its Complaint [ECF No. 1];
- 5 2. On September 16, 2020, FNTG filed a Motion to Dismiss [ECF No. 13];
- 6 3. BONY’s deadline to respond to FNTG’s Motion to Dismiss is currently September  
7 30, 2020;
- 8 4. BONY’s counsel is requesting an extension until Friday, October 30, 2020, to file its  
9 response to FNTG’s Motion to Dismiss;
- 10 5. This extension is requested to allow counsel for BONY additional time to review and  
11 respond to the points and authorities cited to in the Motion;
- 12 6. Counsel for FNTG does not oppose the requested extension;

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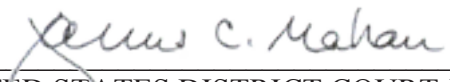
7. This is the first request for an extension which is made in good faith and not for purposes of delay.

**IT IS SO STIPULATED.**

<p>DATED this 25<sup>th</sup> day of September, 2020.</p> <p>WRIGHT, FINLAY &amp; ZAK, LLP</p> <p><u>/s/ Lindsay D. Robbins</u>  Lindsay D. Robbins, Esq.  Nevada Bar No. 13474  7785 W. Sahara Ave., Suite 200  Las Vegas, NV 89117  Attorneys for Plaintiff, The Bank of New York Mellon Trust Company, National Association FKA The Bank of New York Trust Company, N.A. as Successor to JP Morgan Chase Bank N.A., as Trustee for RAMP 2005-RS8</p>	<p>DATED this 25<sup>th</sup> day of September, 2020.</p> <p>SINCLAIR BRAUN LLP</p> <p><u>/s/ Kevin S. Sinclair</u>  Kevin S. Sinclair, Esq.  Nevada Bar No. 12277  16501 Ventura Blvd, Suite 400  Encino, California 91436  Attorneys for Defendants, Fidelity National Title Group, Inc., Ticor Title of Nevada, Inc., and Chicago Title Insurance Company</p>
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**IT IS SO ORDERED.**

Dated September 28, 2020.

  
UNITED STATES DISTRICT COURT JUDGE